BILL NO. S-84-11-48 AS AMENDED

SPECIAL ORDINANCE NO. S- 169-84

AN ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Fort Wayne to make temporary loans for the use of the General Fund, the Park District Fund, the Police Pension Fund, the Firemen's Pension Fund, and the Bond Repayment Fund during the period January 1, 1985, to December 31, 1985, in anticipation of current taxes levied in the year 1984 and collectible in the year 1985, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the Common Council now finds that there will be insufficient funds in the General Fund to meet the current expenses of the City payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes to be collected for said General Fund will amount to more than Six Million Five Hundred Thousand Dollars ($6,500,000) and the interest cost of making a temporary loan for said General Fund; and

WHEREAS, the Board of Park Commissioners for the City of Fort Wayne has represented and the Common Council now finds that there will be insufficient funds in the Park General Fund to meet the current expenses of the Park District, payable from said Fund prior to 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes to be collected for said Park General Fund will amount to more than One Million Eighty Thousand Dollars ($1,080,000) and the interest cost of making a temporary loan for said Park District Fund; and

WHEREAS, the Board of Trustees of the Fort Wayne Police Pension Fund has represented and the Common Council now finds that

there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes collected for said Police Pension Fund will amount to more than Four Hundred Fifty-Five Thousand Dollars ($455,000) and the interest cost of making a temporary loan for said Police Pension Fund; and

WHEREAS, the Board of Trustees of the Fort Wayne Firemen's Pension Fund has represented and the Common Council now finds that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes collected for said Firemen's Pension Fund will amount to more than Four Hundred Thousand Dollars ($400,000) and the interest cost of making a temporary loan for said Firemen's Pension Fund; and

WHEREAS, the Controller has represented and the Common Council now finds that there will be insufficient funds in the Bond Repayment Fund to meet the payments required for principal of and interest on the City's outstanding bonds payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes collected for said Bond Repayment Fund will amount to more than One Million Three Hundred Thousand Dollars ($1,300,000) and the interest cost of making a temporary loan for said Bond Repayment Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said Funds in anticipation of current revenues for said

Funds and Accounts actually levied and in course of collection for the year 1985; now, therefore:

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the General Fund of said City in the amount of Six Million Five Hundred Thousand Dollars ($6,500,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1985, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed a maximum rate of 10 percent, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date or dates of delivery and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants, including interest shall be payable from the General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said General Fund from 1985 distribution of taxes of said General Fund, viz: Six Million Five Hundred Thousand Dollars ($6,500,000) to the General Fund 1985 Budget, payment of Temporary Loans for the payment of the principal of the warrants evidencing such temporary loan, and said General Fund, 1985 Budget Fund No. 01 - General Fund, 06 - City Controller, Account No. 361 - Interest on Time Warrants and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 2. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Park General Fund of said City in the amount of One Million Eighty Thousand Dollars ($1,080,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1985, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed a maximum rate of 10 percent, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants, including interest shall be payable from the Park General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Park General Fund from the 1985 distribution of taxes for said Park General Fund, viz: One Million Eighty Thousand Dollars ($1,080,000) to the Park General Fund 1985 Budget, Payment of Temporary Loans for the payment of the principal of the warrants evidencing such temporary loans and said Park General Fund, 1985 Budget Fund No. 06, Account No. 361-Interest on Time Warrants and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 3. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Police Pension Fund of said City in the amount of Four Hundred Fifty-Five Thousand Dollars ($455,000) in anticipation of current tax re-

venues actually levied and in course of collection for said fund for the year 1985 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed ten percent (10%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants including interest shall be payable from the Police Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants, including interest, a sufficient amount of current revenues to be received in said Police Pension Fund, viz: Four Hundred Fifty-Five Thousand Dollars ($455,000) to the Police Pension Fund 1985 Budget, Fund 03, Account No. 361-Interest on Time Warrants, the amount of interest on said principal computed from the date of said warrants to the date of maturity or prepayment, at the interest rate bid by the successful bidder or bidders for said warrants.

SECTION 4. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Fire Pension Fund of said City in the amount of Four Hundred Thousand Dollars ($400,000) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1985 which loan shall be evidenced by tax antipation time warrants bearing interest at a rate not to exceed ten percent (10%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants.

Said warrants shall mature and be payable on December 31, 1985. Said warrants including interest shall be payable from the Fire Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants, including interest, a sufficient amount of current revenues to be received in said Fire Pension Fund, viz: Four Hundred Thousand Dollars ($400,000) to the Fire Pension Fund 1985 Budget, Fund 03 Payment of Temporary Loans for the payment of the principal of the warrants, evidencing such temporary loan and to the Fire Pension Fund 1985 Budget, Fund 02, Account No. 361-Interest on Time Warrants, the amount of interest on said principal computed from the date of said warrants to the date of maturity or prepayment, at the interest rate bid by the successful bidder or bidders of said warrants.

SECTION 5. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Bond Repayment Fund of said City in the amount of One Million Three Hundred Thousand Dollars ($1,300,000) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1985 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed ten percent (10%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants including interest shall be payable from the Bond Repayment Fund, and there is hereby appropriated and pledged to the payment of said warrants, including interest, a sufficient amount of current revenues to be received in said Bond Repayment Fund, viz: One Million Three

Hundred Thousand Dollars ($1,300,000) to the Bond Repayment Fund 1985 Budget, Fund 03 Payment of Temporary Loans for the payment of the principal of the warrants, evidencing such temporary loan and to the Bond Repayment Fund 1985 Budget, Fund 02, Account No. 361-Interest on Time Warrants, the amount of interest on said principal computed from the date of said warrants to the date of maturity or prepayment, at the interest rate bid by the successful bidder or bidders for said warrants.

SECTION 6. Said tax anticipation time warrants shall be executed in the name of the City of Fort Wayne by the Mayor of said City, countersigned by the City Controller of said City, the Corporate Seal of the City to be affixed thereto and attested by the City Clerk. Said warrants shall be payable at the office of the City Controller of Fort Wayne in the City of Fort Wayne.

SECTION 7. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate fund, amounts, dates, statutory citations, and other dates, to be properly completed prior to the execution and delivery thereof):

Principal & Interest_____

CITY OF FORT WAYNE

TAX ANTICIPATION TIME WARRANT

(_____FUND)

On the 31st day of December 1985, the City of Fort Wayne, in Allen County, Indiana, promises to pay to the bearer, at the office of the City Controller, in the City of Fort Wayne, the sum of _____ including interest on the principal amount of this warrant from the date hereof to maturity, at the rate of _____% per annum, payable out of and from taxes levied in the year 1984, and payable in the year 1985, which said taxes are not in course of collection for the _____

_____ Fund of the City of Fort Wayne, with which to pay general current expenses of _____. This warrant will bear interest at the rate of _____% per annum on any amounts not paid at maturity.

This Tax Anticipation Time Warrant is one of series of warrants aggregating a sum of _____, exclusive of interest added thereto to maturity, evidencing a temporary loan in anticipation of the taxes levied and course of collection for the _____Fund of said City.

Said temporary loan was authorized by an ordinance adopted by the Common Council of the City of Fort Wayne, at a meeting thereof duly and legally convened and held on the _____ day of _____, 1984 for the purpose of providing funds for the _____Fund of said City of Fort Wayne in compliance with an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", approved March 6, 1905, and all acts amendatory thereof and supplemental thereof.

The consideration of said warrant is a loan made to the City of Fort Wayne in anticipation of taxes levied for the _____ _____Fund of said City for the year 1984, payable in the year 1985, and said taxes so levied are hereby specifically appropriated and pledged to the payment of said Tax Anticipation Time Warrants.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorized, preparation, complete execution, and delivery of said warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City has caused this warrant to be signed in its corporate name by its Mayor and attested by the Clerk of the City of Fort Wayne, the corporate seal of said City

hereunto affixed, and countersigned by the Controller of the City of Fort Wayne.

DATED THIS _____ DAY OF _____, 19____

CITY OF FORT WAYNE

BY: _____
MAYOR OF THE CITY OF FORT WAYNE

ATTEST:

_____
COUNTERSIGNED:

SECTION 8. The City Controller is hereby authorized and directed to have tax anticipation time warrants prepared, and the Mayor, City Controller, and City Clerk are hereby authorized and directed to execute said tax anticipation time warrants in the manner and substantially the form hereinbefore provided. The City Controller shall sell said warrants at public sale. The City Controller is authorized to sell said warrants in multiples of One Hundred Thousand Dollars ($100,000) or more. Prior to the sale of said warrants the City Controller shall cause to be published a notice of sale once each week for two consecutive weeks in the Fort Wayne News-Sentinel and in the Fort Wayne Journal-Gazette, the first of each of such publications to be not less than fifteen days prior to the date fixed for the sale of said warrants. The notice of sale shall be in substantially the following form:

NOTICE TO BIDDERS FOR TAX ANTICIPATION TIME WARRANTS
OF THE CITY OF FORT WAYNE, INDIANA

Notice is hereby given that pursuant to Special Ordinance No. _____ passed by the Common Council of the City of Fort Wayne on the _____ day of _____, 19___, the City Controller shall receive sealed bids at her office, in the City County Building at _____A.M. on the _____ day of _____, 19___for the following issues of tax anticipation time warrants of the City of Fort Wayne.

$6,500,000	General Fund
1,080,000	Park General Fund
455,000	Police Pension Fund
400,000	Firemen's Pension Fund
1,300,000	Bond Repayment Fund

The temporary loans for the respective funds are payable from current tax revenues actually levied in 1984 and in course of collection for the respective funds for the year 1985, and such loans have been authorized by the above described ordinance of the Common Council of the City of Fort Wayne, which ordinance pledges and appropriates such tax revenues to the repayment of said temporary loans.

Said loans will be evidenced by the time warrants for each fund in such principal denomination or denominations as requested by the successful bidder or bidders, dated as of the date or dates of delivery thereof, bearing interest on each warrant at an annual rate not exceeding ten percent (10%) per annum, the interest on each warrant to be added to the principal amount and included in the fact amount of each warrant and all warrants to mature and be payable on December 31, 1985. All warrants will be payable to bearer at the office of the City Controller in the City of Fort Wayne, Indiana.

A bid must be for all warrants in each issue and shall state the single rate of interest which the warrants shall bear, in multiples of 1/8 of 1%. No bid for less than par will be considered. The warrants shall be awarded to the bidder submitting the lowest interest rate. The right is reserved to reject any and all bids, and if an acceptable bid is not received on the sale date, the sale may be continued from day to day thereafter for not exceeding 30 days without readvertisement of the sale.

The City shall give the purchaser at least five working days advance notice of delivery date. The successful bidder shall accept delivery of the warrants and make payment therefore at such bank in the City of Fort Wayne as she shall designate.

The warrants will be typewritten or printed form, duly executed by the proper officers of the City, and a transcript of the proceedings including a no litigation certificate will be delivered to the successful bidder, together with the unqualified approving opinion of Ice Miller Donadio & Ryan covering the legality of such warrants.

_____
CITY CONTROLLER, CITY OF FORT WAYNE

SECTION 9. The proper officers of the City are authorized to deliver said time warrants to the purchaser or purchasers thereof upon receipt from such purchaser or purchasers of the agreed purchase price. In the discretion of the City Controller, the warrants of each issue may be delivered as a single parcel at one time or in parcels from time to time, pursuant to any agreement or understanding with respect to said delivery by and between the Controller and the purchaser or purchasers of the warrants.

SECTION 10. This Ordinance shall be in full force and effect from and after its passage, approval by the mayor, publication, and compliance with all laws including the holding of a public hearing and State Board of Tax Commissioners approval.

SECTION 11. That all resolutions and ordinances in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 12. The City of Fort Wayne covenants that none of the proceeds of the warrants or any of the taxes collected to pay principal and interest on said warrants, shall be invested in any obligations which will produce a yield in excess of that permitted by Internal Revenue Service rules and regulations.

Mark E. Giaquinta
_____
Councilmember

BILL NO. S-84-11-48

SPECIAL ORDINANCE NO. S- _____

AN ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Fort Wayne to make temporary loans for the use of the General Fund, the Park District Fund, the Police Pension Fund, the Firemen's Pension Fund, and the Bond Repayment Fund during the period January 1, 1985, to December 31, 1985, in anticipation of current taxes levied in the year 1984 and collectible in the year 1985, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the Common Council now finds that there will be insufficient funds in the General Fund to meet the current expenses of the City payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes to be collected for said General Fund will amount to more than Six Million Five Hundred Thousand Dollars ($6,500,000.00) and the interest cost of making a temporary loan for said General Fund; and

WHEREAS, the Board of Park Commissioners for the City of Fort Wayne has represented and the Common Council now finds that there will be insufficient funds in the Park General Fund to meet the current expenses of the Park District, payable from said Fund prior to 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes to be collected for said Park General Fund will amount to more than Seven Hundred Seventy Five Thousand Dollars ($775,000) and the interest cost of making a temporary loan for said Park District Fund; and

WHEREAS, the Board of Trustees of the Fort Wayne Police Pension Fund has represented and the Common Council now finds that

there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes collected for said Police Pension Fund will amount to more than Found Hundred Fifty Five Thousand Dollars ($455,000) and the interest cost of making a temporary loan for said Police Pension Fund; and

WHEREAS, the Board of Trustees of the Fort Wayne Firemen's Pension Fund has represented and the Common Council now finds that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes collected for said Firemen's Pension Fund will amount to more than Found Hundred Thousand Dollars ($400,000) and the interest cost of making a temporary loan for said Firemen's Pension Fund; and

WHEREAS, the Controller has represented and the Common Council now finds that there will be insufficient funds in the Bond Repayment Fund to meet the payments required for principal of and interest on the City's outstanding bonds payable from said Fund prior to the 1985 distribution of taxes levied for said Fund; and

WHEREAS, the 1985 distribution of taxes collected for said Bond Repayment Fund will amount to more than One Million Nine Hundred Ninety Five Thousand Dollars ($1,995,000) and the interest cost of making a temporary loan for said Bond Repayment Fund; and

WHEREAS, a necessity exists for the making of temporary loans for said Funds in anticipation of current revenues for said Funds and Accounts actually levied and in course of collection for the year 1985; now, therefore:

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the General Fund of said City in the amount of Six Million Five Hundred Thousand Dollars ($6,500,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1985, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed a maximum rate of 10 percent, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date or dates of delivery and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants, including interest shall be payable from the General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said General Fund from 1985 distribution of taxes of said General Fund, viz; Six Million Five Hundred Thousand Dollars ($6,500,000) to the General Fund 1985 Budget, payment of Temporary Loans for the payment of the principal of the warrants evidencing such temporary loan, and said General Fund, 1985 Budget Fund No. 01 - General Fund, 06 - City Controller, Account No. 361 - Interest on Time Warrants and the amount of interest on said principal computed from the date or dates of said warrants

to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 2. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Park General Fund of said City in the amount of Seven Hundred Seventy Five Thousand Dollars ($775,000) in anticipation of current tax revenues actually levied and in course of collection for said Fund for the year 1985, which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate or rates per annum not to exceed a maximum rate of 10 percent, the exact rate or rates of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date or dates of delivery of said warrants and the interest accruing on the warrants to the date of Maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants, including interest shall be payable from the Park General Fund, and there is hereby appropriated and pledged to the payment of said warrants including interest a sufficient amount of the current revenues to be received in said Park General Fund from the 1985 distribution of taxes for said Park General Fund, viz; Seven Hundred Seventy Five Thousand Dollars ($775,000) to the Park General Fund 1985 Budget, Payment of Temporary Loans for the payment of the principal of the warrants evidencing such temporary loans and said Park General Fund, 1985 Budget Fund No. 06, Account No. 361-Interest on Time Warrants and the amount of interest on said principal computed from the date or dates of said warrants to the date of maturity at the interest rate or rates bid by successful bidder or bidders for said warrants.

SECTION 3. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Public

IN WITNESS WHEREOF, the City has caused this warrant to be signed in its corporate name by its Mayor and attested by the Clerk of the City of Fort Wayne, the corporate seal of said City hereunto affixed, and countersigned by the Controller of the City of Fort Wayne.

DATED THIS _____ DAY OF _____, 19____

CITY OF FORT WAYNE

BY:_____
MAYOR OF THE CITY OF FORT WAYNE

ATTEST:

_____
COUNTERSIGNED:

SECTION 8. The City Controller is hereby authorized and directed to have tax anticipation time warrants prepared, and the Mayor, City Controller, and City Clerk are hereby authorized and directed to execute said tax an cipation time warrants in the manner and substantially the form hereinbefore provided. The City Controller shall sell said warrants at public sale. The City Controller is authorized to sell said warrants in multiples of One Hundred Thousand Dollars ($100,000) or more. Prior to the sale of said warrants the City Controller shall cause to be published a notice of sale once each week for two consecutive weeks in the Fort Wayne News-Sentinel and in the Fort Wayne Journal-Gazette, the first of each of such publications to be not less than fifteen days prior to the date fixed for the sale of said warrants. The notice of sale shall be in substantially the following form:

NOTICE TO BIDDERS FOR TAX ANTICIPATION TIME WARRANTS
OF THE CITY OF FORT WAYNE, INDIANA

Notice is hereby given that pursuant to Special Ordinance No. _____ passed by the Common Council of the Ctiy of Fort Wayne on the _____ day of _____, 19____, the City Controller shall receive sealed bids at her office, in the City County Building at _____A.M. on the _____ day of _____, 19____ for the following issues of tax anticipation time warrants of the City of Fort Wayne.

Pension Fund of said City in the amount of Four Hundred Fifty Five Thousand Dollars ($455,000) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1985 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed ten percent (10%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants including interest shall be payable from the Police Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants, including interest, a sufficient amount of current revenues to be received in said Police Pension Fund, viz: Four Hundred Fifty-Five Thousand Dollars ($455,000) to the Police Pension Fund 1985 Budget, Fund 03, Account No. 361-Interest on Time Warrants, the amount of interest on said principal computed from the date of said warrants to the date of maturity or prepayment, at the interest rate bid by the successful bidder or bidders for said warrants.

SECTION 4. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Fire Pension Fund of said City in the amount of Four Hundred Thousand Dollars ($400,000) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1985 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed ten percent (10%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date of delivery of said warrants

and the interest accruing on the warrants to the date of maturity shall be added to and included in the fact value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants including interest shall be payable from the Fire Pension Fund, and there is hereby appropriated and pledged to the payment of said warrants, including interest, a sufficient amount of current revenues to be received in said Fire Pension Fund, viz: Four Hundred Thousand Dollars ($400,000) to the Fire Pension Fund 1985 Budget, Fund 03 Payment of Temporary Loans for the payment of the principal of the warrants, evidencing such temporary loan and to the Fire Pension Fund 1985 Budget, Fund 02, Account No. 361-Interest on Time Warrants, the amount of interest on said principal computed from the date of said warrants to the date of maturity or prepayment, at the interest rate bid by the successful bidder or bidders of said warrants.

SECTION 5. The City of Fort Wayne is authorized to borrow on a temporary loan for the use and benefit of the Bond Repayment Fund of said City in the amount of One Million Nine Hundred Ninety-Five Thousand Dollars ($1,995,000) in anticipation of current tax revenues actually levied and in course of collection for said fund for the year 1985 which loan shall be evidenced by tax anticipation time warrants bearing interest at a rate not to exceed ten percent (10%) per annum, the exact rate of interest to be determined by competitive bidding at advertised public sale as hereinafter provided. Said warrants shall be dated as of the date of delivery of said warrants and the interest accruing on the warrants to the date of maturity shall be added to and included in the face value of the warrants. Said warrants shall mature and be payable on December 31, 1985. Said warrants including interest shall be payable from the Bond Repayment Fund, and there is hereby appropriated and pledged to the payment of said warrants,

including interest, a sufficient amount of current revenues to be received in said Bond Repayment Fund, viz: One Million Nine Hundred Ninety-Five Thousand Dollars ($1,995,000) to the Bond Repayment Fund 1985 Budget, Fund 03 Payment of Temporary Loans for the payment of the principal of the warrants, evidencing such temporary loan and to the Bond Repayment Fund 1985 Budget, Fund 02, Account No. 361-Interest on Time Warrants, the amount of interest on said principal computed from the date of said warrants to the date of maturity or prepayment, at the interest rate bid by the successful bidder or bidders for said warrants.

SECITON 6. Said tax anticipation time warrants shall be executed in the name of the City of Fort Wayne by the Mayor of said City, countersigned by the City Controller of said City, the Corporate Seal of the City to be affixed thereto and attested by the City Clerk. Said warrants shall be payable at the office of the Allen County Treasurer, ex officio Treasurer of the City of Fort Wayne.

SECTION 7. Said tax anticipation time warrants shall be issued in substantially the following form (all blanks, including the appropriate fund, amounts, dates, statutory citations, and other dates, to be properly completed prior to the execution and delivery thereof):

Principal & Interest_____

CITY OF FORT WAYNE

TAX ANTICIPATION TIME WARRANT

(_____FUND)

On the 31st day of December 1985, the City of Fort Wayne, in ALlen County, Indiana, promises to pay to the bearer, at the office of the Allen County Treasurer, in the City of Fort Wayne, the sum of _____ including interest on the principal amount of this warrant from the date hereof to

maturity, at the rate of _____% per annum, payable out of and from taxes levied in the year 1984, and payable in the year 1985, which said taxes are not in course of collection for the _____ _____ Fund of the City of Fort Wayne, with which to pay general current expenses of _____. This warrant will bear interest at the rate of _____% per annum on any amounts not paid at maturity.

This Tax Anticipation Time Warrant is one of series of warrants aggregating a sum of _____, exclusive of interest added thereto to maturity, evidencing a temporary loan in anticipation of the taxes levied and course of collection for the _____Fund of said City.

Said temporary loan was authorized by an ordinance adopted by the Common Council of the City of Fort Wayne, at a meeting thereof duly and legally convened and held on the _____ day of _____, 1984 for the purpose of providing funds for the _____Fund of said City of Fort Wayne in compliance with an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations", approved March 6, 1905, and all acts amendatory thereof and supplemental thereof.

The consideration of said warrant is a loan made to the City of Fort Wayne in anticipation of taxes levied for the _____ _____Fund of the said City for the year 1984, payable in the year 1985, and said taxes so levied are hereby specifically appropriated and pledged to the payment of said Tax Anticipation Time Warrants.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorized, preparation, complete execution, and delivery of said warrants have been done and performed as provided by law.

$6,500,000	General Fund
775,000	Park General Fund
455,000	Police Pension Fund
400,000	Firemen's Pension Fund
1,995,000	Bond Repayment Fund

The temporary loans for the respective funds are payable from current tax revenues actually levied in 1984 and in course of collection for the respective funds for the year 1985, and such loans have been authorized by the above described ordinance of the Common Council of the City of Fort Wayne, which ordinance pledges and appropriates such tax revenues to the repayment of said temporary loans.

Said loans will be evidenced by the time warrants for each fund in such principal denomination or denominations as requested by the successful bidder or bidders, dated as of the date or dates of delivery thereof, bearing interest on each warrant at an annual rate not exceeding _____ per annum, the interest on each warrant to be added to the principal amount and included in the fact amount of each warrant and all warrants to mature and be payable on December 31, 1985. All warrants will be payable to bearer at the office of the Treasurer of Allen County.

A bid must be for all warrants in each issue and shall state the single rate of interest which the warrants shall bear, in multiples of 1/8 of 1%. o bid for less than par will be considered. The warrants shall be awarded to the bidder submitting the lowest interest rate. The right is reserved to reject any and all bids, and if an acceptable bid is not received on the sale date, the sale may be continued from day to day thereafter for not exceeding 30 days without readvertisement of the sale.

The City shall give the purchaser at least five working days advance notice of delivery date. The successful bidder shall accept delivery of the warrants and make payment therefore at such bank in the City of Fort Wayne as he shall designate.

The warrants will be typewritten or printed form, duly executed by the proper officers of the City, and a transcript of the proceedings including a no litigation certificate will be delivered to the successful bidder, together will the unqualified approving opinion of Ice Miller Donadio & Ryan covering the legality of such warrants.

_____
CITY CONTROLLER, CITY OF FORT WAYNE

SECTION 9. The proper officers of the City are authorized to deliver said time warrants to the purchaser or purchasers thereof upon receipt from such purchaser or purchasers of the agreed purchase price. In the discretion of the City Controller, the warrants of each issue may be delivered as a single parcel at one time or in parcels from time to time, pursuant to any agreement or understanding with respect to said delivery by and between the Controller and the purchaser or purchasers of the warrants.

SECTION 10. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor, publication, and compliance with all laws including the holding of a public hearing and State Board of Tax Commissioners approval.

SECTION 11. That all resolutions and ordinances in conflict herewith are to the extent of such conflict hereby repealed.

SECTION 12. The City of Fort Wayne covenants that none of the proceeds of the warrants or any of the taxes collected to pay principal and interest on said warrants, shall be invested in any obligations which will produce a yield in excess of that permitted by Internal Revenue Service rules and regulations.

Mark E. Giaquinta
_____
Councilmember

APPROVED AS TO FORM
AND LEGALITY

Bruce O. Boxberger

Bruce O. Boxberger, City Attorney

Public Hearing set for the _____ day of _____, 1984, at _____ in the Council Chambers.

APPROVED AS TO FORM
AND LEGALITY

Bruce O. Boxberger, City Attorney

Public Hearing set for the _____ day of _____ _____, 1984, at _____ in the Council Chambers.

Read the first time in full and on motion by Gia Quinta, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock ____.M.,E.S.

DATE: 11-27-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Gia Quinta, seconded by Stier, and duly adopted, placed on its passage. PASSED ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	9				
BRADBURY	✓				
BURNS	✓				
EISBART	✓				
GiaQUINTA	✓				
HENRY	✓				
REDD	✓				
SCHMIDT	✓				
STIER	✓				
TALARICO	✓				

DATE: 12-11-84

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ (GENERAL) (SPECIAL) ~~(ZONING~~ MAP) ORDINANCE ~~(RESOLUTION)~~ NO. S-169-84 on the 11th day of December, 1984,

ATTEST:

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

(SEAL)

Ray A. Talarico
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of December, 1984, at the hour of 11:30 o'clock A.M.,E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 12 day of December, 1984, at the hour of 2:00 o'clock P.M.,E.S.T.

WIN MOSES, JR., MAYOR

BILL NO. S-84-11-48 (as amended)

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS REFERRED AN ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Fort Wayne to make temporary loans for the use of the General Fund, the Park District Fund, the Police Pension Fund, the Firemen's Pension Fund, and the Bond Repayment Fund during the period January 1, 1985, to December 31, 1985, in anticipation of current taxes levied in the 1984 and collectible in the year 1985, authorizing the issuance of tax anticiaption time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; and fixing a time when this ordinance shall take effect

HAVE HAD SAID ORDINANCE UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID ORDINANCE do PASS.

MARK E. GiaQUINTA, CHAIRMAN

JAMES S. STIER, VICE CHAIRMAN

JANET G. BRADBURY

THOMAS C. HENRY

DONALD J. SCHMIDT

CONCURRED IN 12-11-84
SANDRA E. KENNEDY, CITY CLERK

General Fund — 6,500,000-

Park Gen Fund — 775,000

Police Pension Fund — 455,000

Fire Pension Fund — 400,000

Bond Repayment Fund — 1,995,000

Total 10,125,000

Such borrowing and time warrants for the repayment thereof shall be in the following amounts plus interest:

temporary borrowing, and appropriating and pledging repayment of funds for repayment

authorizing time warrants

NOTICE TO TAXPAPERS OF
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana, that the Common Council of said Municipality will, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on Tuesday, the _____day of_____, 19_____, at_____o'clock, Eastern Standard Time, consider the following ~~additional appropriations~~ which said Council considers necessary to meet an extraordinary emergency existing at this time.

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriation, as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional appropriations may be heard and interested taxpayers may inquire of the County Auditor when and where such hearing will be held.

_____
SANDRA E. KENNEDY, CITY CLERK

FORT WAYNE COMMON COUNCIL

NOTICE TO TAXPAYERS OF ADDITIONAL APPROPRIATIONS

Notice is hereby given to the taxpayers of the City of Fort Wayne, Allen County, Indiana that the Common Council of said Municipality will, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, December 11, 1984, at 7:00 P.M. o'clock, Eastern Standard Time, consider the following temporary borrowing, authorizing time warranty, and appropriating funds for repayment and pleding repayment of such time warranty, which said Council considers necessary to meet an extraordinary emergency existing at this time.

BILL NO. S-84-11-48

AN ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Fort Wayne to make temporary loans for the use of the General Fund, the Park District Fund, the Police Pension Fund, the Firemen's Pension Fund, and the Bond Repayment Fund during the period January 1, 1985, to December 31, 1985, in anticipation of current taxes levied in the year 1984 and collectible in the year 1985, authorizing the issuance of tax anticipation time warrants to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said tax anticipation time warrants including the interest thereon; and fixing a time when this ordinance shall take effect.

Such borrowing and time warranty for the repayment thereof shall be in the following amounts plus interest:

General Fund	$ 6,500,000.00
Park General Fund	$ 775,000.00
Police Pension Fund	$ 455,000.00
Fire Pension Fund	$ 400,000.00
Bond Repayment Fund	$ 1,995,000.00
TOTAL	$10,125,000.00

Taxpayers appearing at such meeting shall have a right to be heard thereon. The additional appropriations as finally made, will be automatically referred to the State Board of Tax Commissioners, which Commission will hold a further hearing within fifteen days at the County Auditor's Office of Allen County, Indiana, or at such other place as may be designated. At such hearing, taxpayers objection to any of such additional approprations may be heard and intrested taxpayers may inquire of the County Adutior when and where such hearing will be held.

Sandra E. Kennedy
City Clerk

The City of Fort Wayne

November 28, 1984

Ms. Trudy Sterling
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Sterling:

Please give the attached full coverage on the dates of December 1 and December 8, 1984, in both the News Sentinel and Journal Gazette.

RE; Legal Notice for Common Council
of Fort Wayne, IN

Bill No. S-84-11-48

Please send us six (6) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,

Sandra E. Kennedy

Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

EMERGENCY APPROPRIATION ORDINANCE

WHEREAS, certain extraordinary emergencies have developed since the adoption of the existing annual budget, so that it is now necessary to appropriate more money that was appropriated in the annual budget; now therefore, to meet such extraordinary emergencies:

Sec. 1 Be it ordained by the Common Council of the City of Fort Wayne, Allen County, Indiana, that for the expenses of said municipal corporation the following additional sums of money are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing the same:

	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO. S-84-11-48 (as amended)	$	$

SEE ATTACHED

	AMOUNT REQUESTED	AMOUNT APPROPRIATED
BILL NO. S-84-11-48 (as amended)	$	$

SEE ATTACHED

ADOPTED THIS _____ DAY OF _____ 19___

AYES		NAYS
Janet G. Bradbury	JANET G. BRADBURY	
Paul M. Burns	PAUL M. BURNS	
Ben A. Eisbart	BEN A. EISBART	
Mark E. GiaQuinta	MARK E. GiaQUINTA	
Thomas C. Henry	THOMAS C. HENRY	
Charles B. Redd	CHARLES B. REDD	
Donald J. Schmidt	DONALD J. SCHMIDT	
James S. Stier	JAMES S. STIER	
Samuel J. Talarico	SAMUEL J. TALARICO	

ATTEST:

SANDRA E. KENNEDY, CITY CLERK

Issued 9-21-64----------State Board of Tax Commissioners

Form Prescribed by State Board of Accounts

General Form No. 99P (Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To JOURNAL-GAZETTE Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) - number of equivalent lines .....

Head number of lines 3

Body number of lines 47

Tail number of lines 2

Total number of lines in notice 52

COMPUTION OF CHARGES

52 lines, 1 columns wide equals 52 equivalent lines at .450¢ cents per line $ 23.40

Additional charge for notices containing rule or tabular work (50 per cent of above amount) .....

Charge for extra proofs of publication (50 cents for each proof in excess of two) 4 extra 2.00

TOTAL AMOUNT OF CLAIM $ 25.40

DATA FOR COMPUTING COST

Width of single column 12.5 picas

Size of type 6 point

Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Dec. 8, 19 84

Title CLERK

FORM #904

FORT WAYNE COMMON COUNCIL
NOTICE TO TAXPAYERS OF
ADDITIONAL APPROPRIATIONS

Notice is hereby given to the texpayers of the City of Fort Wayne, Allen County, Indiena thet the Common Council of seid Municipelity will, et the Council Conference Room 128, City-County Building, Fort Weyne, Indiena, on Tuesday, December 11, 1984, et 7:00 P.M. o'clock, Eastern Standerd Time, consider the following temporery borrowing, authorizing time werrenty, and eppropriating funds for repayment and pledging repeyment of such time werranty, which said Council considers necessary to meet en extreordinery emergency existing et this time.

BILL NO. S-84-11-48

AN ORDINANCE epproving temporery tex enticipation borrowing, euthorizing the City of Fort Weyne to meke temporary loans for the use of the Generel Fund, the Park District Fund, the Police Pension Fund, the Firemen's Pension Fund, and the Bond Repeyment Fund during the period Jenuary 1, 1985, to December 31, 1985, in enticipetion of current taxes levied in the year 1984 end collectible in the year 1985, authorizing the issuence of tax enticipetion time werrents to evidence such loans; pledging and eppropriating the taxes to be received in said Funds to the peyment of said tax enticipetion time warrents including the interest thereon; and fixing a time when this ordinence shall teke effect.

Such borrowing end time werrenty for the repayment thereof shell be in the following amounts plus interest:

Generel Fund	$6,500,000.00
Park Generel Fund	$1,080,000.00
Police Pension Fund	$455,000.00
Fire Pension Fund	$400,000.00
Bond Repayment Fund	$1,300,000.00
TOTAL:	$9,735,000.00

Taxpayers appearing at such meeting shall have a right to be heard thereon. The edditionel eppropriations as finally made, will be autometically referred to the Stete Boerd of Tax Commissioners, which Commission will hold e further heering within fifteen days et the County Auditor's Office of Allen County, Indiene, or et such other place es may be designated. At such heering, taxpeyers objection to any of such additional appropriations may be heerd end interested texpayers may inquire of the County Auditor when end where such hearing will be held.

Sandra E. Kennedy
City Clerk

12/1-8

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the JOURNAL-GAZETTE a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/1 - 12/8/84

Drusilla Roose

Subscribed and sworn to me before this 8th day of December 19 84

Anne M. Perkins

Anne M. Perkins Notary Public

My commission expires November 29, 1985

Form Prescribed by State Board of Accounts — General Form No. 99P (Rev. 1967)

Fort Wayne Common Council
(Governmental Unit)
Allen County, IN

To NEW-SENTINEL Dr.
P.O. BOX 100
FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Number of insertions 2

Size of quad upon which type is cast 6

Pursuant to the provision and penalties of Ch. 89., Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Drusilla Roose

Date Dec. 8, 19 84

Title CLERK

FORT WAYNE COMMON COUNCIL
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BILL NO. S-84-11-48

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Sandra E. Kennedy
City Clerk

12/1-8

PUBLISHER'S AFFIDAVIT

State of Indiana
ALLEN County SS:

Personally appeared before me, a notary public in and for said county and state, the undersigned Drusilla Roose who, being duly sworn, says that he/she is CLERK of the NEWS-SENTINEL a DAILY newspaper of general circulation printed and published in the English language in the city town of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for two times, the dates of publication being as follows:

12/1 - 12/8/84

Drusilla Roose

Subscribed and sworn to me before this 8th day of December 19 84

Anne M. Perkins

Anne M. Perkins Notary Public

My commission expires November 29, 1985